

Drafted by	Legal Specialist & City Clerk
Sponsored by/Referred by	Councilor Marmarou
Introduced on	April 13, 2015
Advertised on	April 20, 2015

BILL NO. 18 2015
AN ORDINANCE

AN ORDINANCE REPEALING AND RECREATING THE CITY CODE, CHAPTER 564 HEALTH AND SAFETY, PART 105 STORAGE OF MOTOR VEHICLE NUISANCES, SECTION 105 – PARKING BY PROHIBITING COMMERCIAL VEHICLES FROM PARKING IN RESIDENTIAL AND PRESERVATION ZONING DISTRICTS, AS ATTACHED IN EXHIBIT A.

THE CITY OF READING CITY COUNCIL HEREBY ORDAINS AS FOLLOWS:

SECTION 1: Repealing and recreating the City Code, Chapter 564 Health and Safety, Part 105 Storage of Motor Vehicle Nuisances, by providing clarification on the prohibition of parking commercial and recreational vehicles in Residential and Preservation zoning districts and providing the PennDOT classification sheets explaining the types of commercial vehicles that are affected, as attached in Exhibit A.

SECTION 2: All other items, parts, sections, etc. of the City Code of the City of Reading, Berks County, Pennsylvania, which are contrary to the amended chart attached as Exhibit A are hereby repealed; otherwise all other parts, sections, etc. of said Code and Chapter shall remain in effect unchanged and likewise are ratified.

SECTION 3: This ordinance shall be effective ten (10) days after its adoption and approval by the Mayor, in accordance with Section 219 of the City of Reading Home Rule Charter.

Enacted April 27 2015



President of Council

Attest:



City Clerk

Submitted to Mayor: _____

Date: 4/28/15

Received by the Mayor's Office: _____

Date: 4/28/15

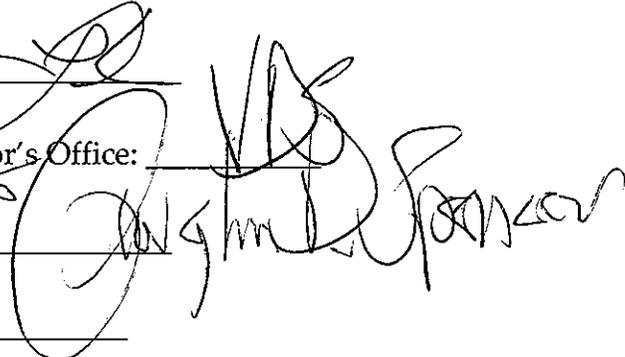
Approved by Mayor: _____

Date: 4/28/15

Vetoed by Mayor: _____

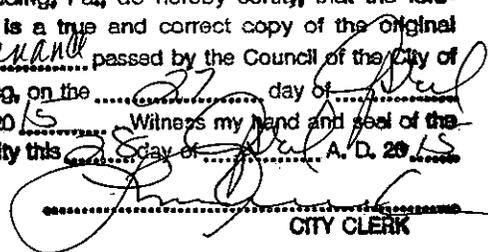
Date: _____

Overridden by Council : _____



	Yea	Nay
Daubert	/	—
Goodman-Hinnershitz	/	—
Marmarou	/	—
Reed	/	—
Sterner	/	—
Waltman	/	—
Acosta	/	—

I, LINDA A. KELLEHER, City Clerk of the City of Reading, Pa., do hereby certify, that the foregoing is a true and correct copy of the original Ordinance passed by the Council of the City of Reading, on the 27 day of April A. D. 2015. Witness my hand and seal of the said City this 28 day of April A. D. 2015.



CITY CLERK

EXHIBIT A

§ 564-101. Definitions.

A. As used in this chapter, the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context.

COMMERCIAL VEHICLE - *any motor vehicle or trailer designed or used to transport passengers or property:*

- (1) if the vehicle has a gross vehicle weight rating of 10,000 or more pounds;*
- (2) if the vehicle is designed to transport 16 or more passengers, including the driver;*
- (3) if the vehicle is a school bus; or*
- (4) if the vehicle is transporting hazardous materials and is required to be placarded in accordance with PennDOT regulations.*

For purposes of this section the phrase "commercial vehicle" shall include self-propelled vehicles, vehicles that are not self-propelled such as utility trailers and other types of trailers designed or used to store or haul equipment and materials and the combination of self-propelled vehicles and vehicles that are not self-propelled. (See attached diagrams) The term does not include an antique or classic motor vehicle, or an implement of husbandry .

MOTOR VEHICLE — — Any type of mechanical device, propelled by a motor, in which persons or property may be transported upon public streets or highways, ~~and including trailers or semitrailers pulled thereby.~~

NUISANCE — — Any condition, structure or improvement which constitutes a danger or potential danger to the health, safety or welfare of citizens of the City or causes a blighting effect in City neighborhoods.

PERSON — — A natural person, firm, partnership, association, corporation or other legal entity.

In this chapter, the singular shall include the plural; the plural shall include the singular; and the masculine shall include the feminine and the neuter.

§564-105. Parking Trucks, Trailers and Mobile Homes.

A. It shall be unlawful for a person to park, or allow to remain parked for more than 1 hour any commercial vehicle with a gross vehicle weight rating (GVWR) of 10,000 lbs or more in plain view from the public right of way. Tow Trucks designated medium or heavy duty, Car Carriers and Low Boy Trailers are similarly prohibited. This restriction applies to the foregoing districts and includes without limitation school buses, construction equipment, trucks, trailers, or tractors, whether attached or unattached unless the vehicle is involved in the actual delivery, pick up of goods, supplies, or merchandise from any building, residence or business, or the vehicle is used to perform services for any permitted residential or commercial project in that block:

- A. R1A, R1, R2, R3 – Residential Districts
- B. Commercial Residential Districts – CR
- C. Commercial Neighborhood Districts – CN
- D. Residential Professional Office – RPO
- E. Preservation

B. It shall be unlawful for a person to park for more than 24 hours in plain view from the public right of way any attached or unattached motorized boat, trailer, camping trailer, or vehicle rated Department of Transportation Class 5 or greater in the above zoning districts.

Mobile homes and recreational vehicles designed or adapted for use as a mobile dwelling, including a vehicle equipped with a truck-camper, with a maximum length of 24 feet and a maximum weight that does not exceed 12,000 GVW may however park on private property, in accordance with § 600-1602A and B of Chapter 600, Zoning.

Each household may apply to the Department of Police, Traffic Enforcement Office, for no more than two temporary recreational vehicles parking permits that will allow the recreational vehicle to be parked at the property for longer than 24 hours. Barring a special exception, the cost of the permit shall be set at \$50, as per Chapter 212, Section 145, be visibly displayed on the dashboard at all times the vehicle is not in use, and shall last for a period of time as determined by the Chief of Police, or his designee.

C. Prior to the issuance of the citation and fine, notification of this law and a warning of the penalties imposed upon violation shall be posted on the vehicle one time or a copy issued to the owner or tenant of the property. Such warning shall be properly recorded in the Police Department, the Property Maintenance Division and the Parking Authority Office by the issuing enforcement official. If the vehicle is not removed within 48 hours, per Subsection F below, the citing officer may issue a citation or exercise discretion to tow the vehicle to alleviate a safety or hazard concern.

D. Any person who shall violate any provision of this section shall be cited and fined \$100. If the \$100 fine is not paid within 10 days, the fine shall be automatically increased to \$200. At the discretion of the citing officer, the vehicle(s) located in the public right-of-way may be subject to tow after the third citation in any calendar year.

F. The Department of Police, Property Maintenance Division and Reading Parking Authority are hereby provided with enforcement authority on public and private property for this section.

TRAA VEHICLE IDENTIFICATION GUIDE[®]

CLASS 1 • LIGHT-DUTY • (6,000 lbs. or less GVW - 4 tires)*



CLASS 2 • LIGHT-DUTY • (6,001 - 10,000 lbs. GVW - 4 tires)*



Classes 1 and 2 include passenger vehicles, light trucks, minivans, full size pickups, sport utility vehicles and full size vans.

CLASS 3 • MEDIUM-DUTY • (10,001 - 14,000 lbs. GVW - 6 tires or more)*



CLASS 4 • MEDIUM-DUTY • (14,001 - 16,000 lbs. GVW - 6 tires or more)*



CLASS 5 • MEDIUM-DUTY • (16,001 - 19,500 lbs. GVW - 6 tires or more)*



CLASS 6 • MEDIUM-DUTY • (19,501 - 26,000 lbs. GVW - 6 tires or more)*



Classes 3 through 6 include a wide range of mid-size vehicles, delivery trucks, utility vehicles, motorbuses, parcel trucks, ambulances, small dump trucks, landscape trucks, flatbed and stake trucks, refrigerated and box trucks, small and medium school and transit buses.

CLASS 7 • HEAVY-DUTY • (26,001 - 33,000 lbs. GVW - 6 tires or more)*



CLASS 8 • HEAVY-DUTY • (33,001 lbs. and over GVW - 10 tires or more)*



Classes 7 and 8 include a wide range of heavy vehicles, large delivery trucks, motor coaches, refuse trucks, cement mixers, all tractor trailer combinations including double trailers.

Information Needed To Correctly Dispatch Towing and Recovery Units:

- Year, Make and Model of Vehicle to be Towed or Recovered
- DOT Classification (Class 1 - 8 based on GVW)
- Location of Vehicle
- Type of Tow (impound, accident, recovery motorist assist, etc.)
- Additional Vehicle Information
 - 2 wheel drive, 4 wheel drive, all wheel drive
 - damage to vehicle, tire condition
 - vehicle loaded or empty
 - cargo contents
 - does the vehicle have a trailer
 - are the keys with the vehicle

Note: Any vehicle may carry hazardous materials. Advise if placarded.

*** Note:** The Gross Vehicle Weight Rating (GVWR) of the vehicle to be towed or recovered can be found on the identification label on the vehicle's driver's side doorframe. The number of pounds listed on the label can then be compared with the DOT Classification Vehicle Type Chart for the correct DOT class.

Law enforcement communications with towing and recovery operators describing an incident and the vehicles involved can insure quick and efficient clearing of these scenes and less disruption to traffic flow. In an effort to standardize communications, the towing industry is adopting the federal vehicle class standards as outlined herein.

VIN CODES

The year of the vehicle is critical information for towing operators in order for them to reference correct towing procedures. The diagrams on the front are examples of classifications. The following information about vehicle identification numbers affixed to the chassis will help determine the vehicle's year. As noted, the vehicle's year, identified by a letter or number in the VIN sequence, is the eighth character from the right.

1P8ZA1279SZ215470

EXAMPLE 1995 VIN NUMBER: _____ ↑

1980.....A	1987.....H	1994.....R	2001.....1	2008.....8
1981.....B	1988.....J	1995.....S	2002.....2	2009.....9
1982.....C	1989.....K	1996.....T	2003.....3	2010.....A
1983.....D	1990.....L	1997.....V	2004.....4	2011.....B
1984.....E	1991.....M	1998.....W	2005.....5	2012.....C
1985.....F	1992.....N	1999.....X	2006.....6	
1986.....G	1993.....P	2000.....Y	2007.....7	

TOW TRUCK/CAR CARRIER CLASSIFICATION

<p>LIGHT-DUTY</p> <p>TOW TRUCK</p>  <p>CAR CARRIER</p> 	<p>HEAVY-DUTY</p>   
<p>MEDIUM-DUTY</p> <p>TOW TRUCK</p>  <p>CAR CARRIER</p> 	<p>LOW BOY TRAILER</p> 

Illustrations © T.T. Publications and Vehicle Classification Guide © TRAA